



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: SJ-0011
Inventors: Danks et al.
Serial No.: 09/622,568
Filing Date: August 31, 2000
Examiner: Prouty, Rebecca E.
Customer No.: 31949
Group Art Unit: 1652
Confirmation No.: 7464
Title: Compositions and Methods for Sensitizing
and Inhibiting Growth of Human Tumor
Cells

"Express Mail" Label No. EV375291526US
Date of Deposit: November 12, 2004

I hereby certify that this paper is being deposited
with the United States Postal Service "Express Mail
Post Office to Addressee" service under 37 CFR 1.10
on the date indicated above and is addressed to the
Commissioner for Patents, Box AF, P.O. Box 1450,
Arlington, VA 22313-1450.

By Jana Massey Licata
Typed Name: Jana Massey Licata, Reg. No. 32,257

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF PHILIP M. POTTER

I, Philip M. Potter hereby depose and say:

1. I am a co-author along with Mary K. Danks, Christopher L. Morton, and Cynthia Pawlik of the paper entitled "Overexpression of a Rabbit Liver Carboxylesterase Sensitizes

Attorney Docket No.:
Inventors:
Serial No.:
Filing Date:
Page 2

SJ-0011
Danks et al.
09/622,568
August 31, 2000

Human Tumor Cells of CPT-11" published in Cancer Research in January of 1998.

2. I am an inventor in U.S. Patent Application Serial No. 09/622,568 filed August 31, 2000 and am most familiar with the subject matter of this application and the research effort which lead to the discovery of the instant invention.

3. The roles of the co-authors Christopher L. Morton and Cynthia Pawlik are as follows:

Christopher L. Morton was a Laboratory Technician working under my direction who conducted the biochemical analysis of CPT-11 conversion to SN-38 by rabbit liver carboxylesterase, the data of which are disclosed in the paper.

Cynthia Pawlik was a post-doctoral fellow working under the direction of Dr. Mary K. Danks direction who conducted the in vivo activity of transgenic rabbit liver carboxylesterase, the data of which are disclosed in the paper.

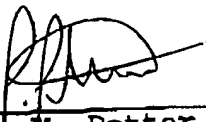
While their assistance was a tremendous aid to obtaining the data disclosed in this paper, they did not contribute to the actual invention claimed in U.S. Application Serial No. 09/622,568. Christopher L. Morton, and Cynthia Pawlik were properly designated as co-authors in view of their roles in generating and analyzing data disclosed in the publication.

I hereby declare that all statements herein of our own knowledge are true and that all statements made on information or belief are believed to be true; and further that these statements were made with the knowledge that willful statements and the like so made are punishable by fine or by imprisonment, or both, under '1001 of Title 18 of the United States Code, and that such willful

Attorney Docket No.:
Inventors:
Serial No.:
Filing Date:
Page 3

SJ-0011
Danks et al.
09/622,568
August 31, 2000

statements may jeopardize the validity of the application, any patent issuing there upon, or any patent to which this verified statement is directed.



Dr. Philip M. Potter

Date

11/10/04

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **Danks et al.**

Docket No.

SJ-0011

Application No.

09/622,568

Filing Date

August 31, 2000

Examiner

Rebecca E. Prouty

Customer No.

31949

Group Art Unit

1652

COMPOSITIONS AND METHODS FOR SENSITIZING AND INHIBITING GROWTH OF
HUMAN TUMOR CELLS

I hereby certify that the following correspondence:

Declaration of Philip M. Potter

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 12, 2004

(Date)

Jane Massey Licata

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

EV375291526US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.